



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKETT NO.
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EXAMINER _____

ART UNIT _____ PAPER NUMBER _____

DATE MAILED:

EXAMINER INTERVIEW SUMMARY RECORD

All participants (applicant, applicant's representative, PTO personnel):

- (1) Dr. Elizabeth Kemmerer, Primary Ex. (3) Dr. Gary Kunz, SPE, A.U. 1646-7
(2) Dr. Yvonne Eyer, SPE, A.U. 1646 (4) Atty. Gerald White
(5) Dr. James Elia, inventor (6) Dr. Jerry Bains (7) Atty. Charles Lovell
Date of interview 1/6/04

Type: Telephonic Personal (copy is given to applicant applicant's representative).

Exhibit shown or demonstration conducted: Yes No. If yes, brief description: _____

Agreement was reached with respect to some or all of the claims in question. was not reached.

Claims discussed: all

Identification of prior art discussed: Murry et al.

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: support for multi-fac & non-spec cells @ p. 37, li. 19; other new matter issues will be addressed in writing; args were presented re: enablement of inhalation & intraven. admin. of cells - a publication will also be submitted. - Priority determination will be addressed in writing. Art rejection - Applicant argues rat is not model for human - documentation will be provided in response, as well as how it relates to the claim limitations

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph below has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW (e.g., items 1-7 on the reverse side of this form). If a response to the last Office action has already been filed, then applicant is given one month from this interview date to provide a statement of the substance of the interview.

2. Since the examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the substance of the interview unless box 1 above is also checked.

Elizabeth C. Kemmerer
Examiner's Signature